



राजपत्र, हिमाचल प्रदेश

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

खण्ड १७]

शिमला, शनिवार, २६ मार्च, १९६९/८ चैत्र, १८६१

[संख्या १३

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२६ मार्च, १९६९/८ चैत्र, १८६१ को समाप्त होने वाले सप्ताह में निम्नलिखित विज्ञप्तियां 'असाधारण राजपत्र, हिमाचल प्रदेश' में प्रकाशित हुईं :—

विज्ञप्ति की संख्या	विभाग का नाम	विषय
No. 1-5/69-V.S., dated the 6th March, 1969.	Vidhan Sabha Secretariat	Publication of the Himachal Pradesh Agricultural Produce Markets Bill, 1969 (Bill No. 1 of 1969), the Himachal Pradesh Bricks (Control) Bill, 1969 (Bill No. 2 of 1969) and the Himachal Pradesh Instruments (Control of Noises) Bill, 1969 (Bill No. 3 of 1969) as introduced in the Legislative Assembly on the 6th March, 1969.
No. 14-7/66-Home, dated the 17th June, 1968.	Home Department	Authorising the carrying out of field firing and artillery practice by the Army authorities.
No. 1-11/69-V.S., dated the 25th March, 1969.	Vidhan Sabha Secretariat	Publication of the Himachal Pradesh Appropriation (No. 2) Bill, 1969 (Bill No. 6 of 1969) as introduced on the 25th March, 1969.
No. 4-1/69-Elec., dated the 25th March, 1969.	Election Department	Publication of the Election Commission of India's Notifications No. 100/HP-LA/2/68 (1), 100/HP-LA/2/68 (2) and 100/HP-LA/1/68 (3), dated the 26th March, 1969.
No. 14-7/69-LSG., dated the 24th March, 1969.	Local Self Government Department	Permission to fix licence fee in the Municipal Committee Simla.

भाग १—वैधानिक नियमों को छोड़ कर हिमाचल प्रदेश के उप-राज्यपाल और हिमाचल बेंच आफ देहली हाई कोर्ट द्वारा अधिसूचनाएं इत्यादि

देहली हाई कोर्ट

NOTIFICATIONS

New Delhi, the 19th March, 1969

No. 22/General/III. A. 24(Him.).—It is hereby notified

for general information that Monday the 31st March, 1969 will be observed as holiday on account of Mahavira Jayanti by the Himachal Bench of the Delhi High Court at Simla and that the holiday declared for Wednesday the 1st October, 1969 vide, High Court Notification No. 102-General/III. A. 24(Him.), dated the 16th December,

1968, is hereby cancelled.

New Delhi, the 19th March, 1969

No. 24-General/III.A.24(Him.).—It is hereby notified for general information that Monday the 31st March, 1969 will be observed as holiday on account of Mahavira Jayanti by the Civil and Sessions Courts and other Courts Subordinate to High Court in the Union Territory of Himachal Pradesh, and that the holiday declared for Wednesday the 1st October, 1969, vide High Court Notification No. 101/General/III.A.24(Him.), dated the 16th December, 1968, is hereby cancelled.

By order of the Court,
GURU DATTA,
Registrar.

हिमाचल प्रदेश सरकार INDUSTRIES DEPARTMENT NOTIFICATIONS

Simla-1, the 13th March, 1969

No. 1-10/66(Lab.)/IND.—In exercise of the powers vested in him under section 5 of the Factories Act, 1948, the Lieutenant Governor (Administrator), Himachal Pradesh is pleased to grant exemption from the provisions of sections 51, 52, 53, 54, 56 and 79 of the said Act for a period of 3 months in favour of the Himachal Pradesh Government Press, Simla-3 subject to the following conditions:

CONDITIONS

Exemption under section 79 is granted to the extent that leave may be refused where necessary in the exigencies of the service except in case of illness and to provide for accumulation of leave without limit so that the workers do not lose the benefit of leave so refused.

This exemption shall take effect from 3rd February, 1969.

Simla-1, the 13th March, 1969

No. 1-10/69/(Lab.)IND.—In exercise of the powers vested in him under sub-section (1) of section 40 of the Industrial Disputes Act, 1947 (XIV of 1947), the Lieutenant Governor, (Administrator), Himachal Pradesh is pleased to add the following industry to Schedule I to the Industrial Disputes Act, 1947;

"Manufacture Marketing and Distribution of Petroleum products".

By order,
P. K. MATTOO,
Secretary.

PUBLIC WORKS DEPARTMENT NOTIFICATIONS

Simla-1, the 26th August, 1968

No. PW(R)122-112/65-9655-58H.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh, that the land is required to be taken by the Government at public expense for a public purpose, namely for construction of Kala-Amb-Trilokpur Road, it is hereby declared that the land described in the specification below is required for the above purpose.

2. This declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894, to all whom it may concern and under the provisions of section 7 of the said Act, the Collector, Land Acquisition, Himachal Pradesh P.W.D. is hereby directed to take order for the acquisition of the said land.

3. A plan of the land may be inspected in the office of the Collector, Land Acquisition, Himachal Pradesh P.W.D., Solan.

SPECIFICATION

District: SIRMUR

Tehsil: NAHAN

Village	Khasra No.	Area Big. Bis.
RAMPUR JATAN	22/1	0 2
	23/1	0 10
	30/1	0 3
	29/1	2 13
	41/1	1 2
	135/1	0 8
	136/1	2 15
	188/1	0 5
	140/1	1 0
	139/1	1 0
	242/1	0 6
	2/1	0 14
	3/1	0 12
	10/1	0 6
	20/1	2 5
	13/1	0 5
	18/1	0 4
	138/1	0 1
Total		14 11

Simla-1, the 26th August, 1968

No. PW(R)122-192/66-9767-70H.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh, that the land is required to be taken by the Government at public expense for a public purpose, namely for construction of Kala-Amb-Trilokpur road, it is hereby declared that the land described in the specification below is required for the above purpose.

2. This declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894 to all whom it may concern and under the provisions of section 7 of the said Act, the Collector, Land Acquisition, Himachal Pradesh P.W.D., is hereby directed to take order for the acquisition of the said land.

3. A plan of the land may be inspected in the office of the Collector, Land Acquisition, Himachal Pradesh P.W.D., Solan.

SPECIFICATION

District: SIRMUR

Tehsil: NAHAN

Village	Khasra No.	Area Big. Bis.
1	2	3 4
TRILOKPUR	26/1	3 18
	285/1	1 16
	129/1	4 2
	232/1	0 1
	303/1	2 9

1	2	3	4
	310/1	0	6
	342/1	1	7
	334/1	0	6
	333/1	0	1
	375/1	3	1
	309/1	1	17
	Total	19	4

Simla-1, the 26th August, 1968

No. PW(R)122-192/66-9773-74H.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that the land is required to be taken by the Government at public expense for a public purpose, namely for construction of Kala-Amb-Trilokpur Road, it is hereby declared that the land described in the specification below is required for the above purpose.

2. This declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894 to all whom it may concern and under the provisions of section 7 of the said Act, the Collector, Land Acquisition, Himachal Pradesh P.W.D., is hereby directed to take order for the acquisition of the said land.

3. A plan of the land may be inspected in the office of the Collector, Land Acquisition, Himachal Pradesh P.W.D., Solan.

SPECIFICATION

District: SIRMUR

Tehsil: NAHAN

Village	Khasra No.	Area	
		Big.	Bis.
OGLI	61/1	1	7
	62/1	1	3
	68/1	1	8
	68/2	0	16
	67	2	13
	69	0	4
	Total	7	11

Simla-1, the 26th August, 1968

No. PW(R)122-192/66-9763-66H.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh, that the land is required to be taken by the Government at public expense for a public purpose, namely for construction of Kala Amb Trilokpur Road, it is hereby declared that the land described in the specification below is required for the above purpose.

2. The declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894, to all whom it may concern and under the provisions of section 7 of the said Act, the Collector, Land Acquisition, Himachal Pradesh P.W.D., is hereby directed to take order for the acquisition of the said land.

3. A plan of the land may be inspected in the office of the Collector, Land Acquisition, Himachal Pradesh P.W.D., Solan.

SPECIFICATION

District: SIRMUR

Tehsil: NAHAN

Village	Khasra No.	Area	
		Big.	Bis.
JOHROAN	31/1	0	8
	31/2	0	6

1	2	3	4
	31/3	1	11
	6/1	1	15
	7/1	0	3
	8/1	0	9
	18/1	1	9
	30/1	0	11
	30/2	0	7
	30/3	0	5
	24/1	0	6
	26/1	0	2
	25/1	0	3
	67/1	1	17
	65/1	0	1
	70/1	0	1
	66/1	0	14
	72/1	0	17
	94/1	0	7
	95/1	0	19
	96/1	0	3
	96/2	0	2
	108/1	0	1
	110/1	2	7
	Total	15	4

Simla-1, the 26th August, 1968

No. PW(R)123-300(PF)-SML-1-67/9631-34H.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh, that land is required to be taken urgently by Government at public expense and for a public purpose namely for the construction of Mashobra-Bhakhalti Road. It is hereby notified that the land desired in the specification below is required urgently for the above purpose.

2. This Notification is made under the provisions of section 4 of the Land Acquisition Act, 1894, read with section 17 of the Act, to all whom it may concern.

3. In exercise of the powers conferred by the aforesaid sections the Lieutenant Governor, Himachal Pradesh, is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by these sections.

4. This case being one of an urgency the provisions of section 5A of the Land Acquisition Act, 1894 shall not apply.

SPECIFICATION

District: MAHASU

Tehsil: KASUMPTI

Village	Khasra No.	Area	
		Big.	Bis.
JUNGAL SEPUR	11/1	1	11
	17/1	6	4
	17/2	5	11
	Total	13	6

Simla-1, the 28th August, 1968

No. PW(R)123-300(PF)SML-1/68/673-76/I.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh, that land is required to be taken urgently by Government at public expense and for public purpose, namely for the construction of Mashobra-Bhakhalti Road, it is hereby notified that the land desired in the specification below is required urgently for the above

purpose.

2. This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894, read with section 17 of the Act, to all whom it may concern.

3. In exercise of the powers conferred by the aforesaid sections the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do other acts required or permitted by these sections.

4. This case being one of an urgency the provisions of section 5A of the Land Acquisition Act, 1894 shall not apply.

SPECIFICATION

District: MAHASU

Tehsil: THEOG

Village	Khasra No.	Area Big. Bis.
BHAKALTI	91/3/1	0 1
	92/3/1	0 2
	4/1	0 2
	5	0 4
	5/1/1	0 2
Total	..	0 11

Simla-1, the 28th August, 1968

No. PW(R)123-300(PF)-SML-1/68-677-80L.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is required to be taken urgently by Government at public expense and for public purpose namely for the construction of Mashobra-Bhakalti road, it is hereby notified that the land desired in the specification below is required urgently for the above purpose.

2. This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894, read with section 17 of the Act, to all whom it may concern.

3. In exercise of the powers conferred by the aforesaid sections the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do other acts required or permitted by these sections.

4. This case being one of an urgency the provisions of section 5A of the Land Acquisition Act, 1894 shall not apply.

SPECIFICATION

District: MAHASU

Tehsil: THEOG

Village	Khasra No.	Area Big. Bis.
FAGU	15/1	0 4
	14/1	0 4
	17/1	0 5
	33/1	3 12
	34/1	3 2
Total	..	7 7

Simla-1, the 28th August, 1968

No. PW(R)123-300(PF)-SML-1/67-641-44I.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh, that land is required to be taken urgently by

Government at public expense and for public purpose namely for the construction of Mashobra-Bhakalti road, it is hereby notified that the land desired in the specification below is required urgently for the above purpose.

2. This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894, read with section 17 of the Act, to all whom it may concern.

3. In exercise of the powers conferred by the aforesaid sections the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do other acts required or permitted by these sections.

4. This case being one of an urgency the provisions of section 5A of the Land Acquisition Act, 1894 shall not apply.

SPECIFICATION

District: MAHASU

Tehsil: KASUMPTI

Village	Khasra No.	Area Big. Bis.
MASHOBRA	258/1	0 5

Simla-1, the 28th August, 1968

No. PW(R)123-256-SML-1/67-694-97I.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh, that the land is required to be taken by the Government at public expense for a public purpose, namely for construction of Sainj-Chopal-Shallu Road, it is hereby declared that the land described in the specification below is required for the above purpose.

2. This declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894, to all whom it may concern and under the provisions of section 7 of the Act, the Collector, Land Acquisition, Himachal Pradesh P.W.D. is hereby directed to take order for the acquisition of the said land.

3. A plan of the land may be inspected in the office of the Collector, Land Acquisition, Himachal Pradesh P.W.D., Simla-9.

SPECIFICATION

District: MAHASU

Tehsil: THEOG

Village	Khasra No.	Area Big. Bis.
KHARGOLI	792/682	0 1

Simla-1, the 28th August, 1968

No. PW(R)123-300(PF)SML-1/67/669-72-I.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is required to be taken urgently by Government at public expense and for a public purpose namely for the construction of Mashobra-Bhakalti Road, it is hereby notified that the land desired in the specification below is required urgently for the above purpose.

2. This Notification is made under the provisions of section 4 of the Land Acquisition Act, 1894, read with section 17 of the Act, to all whom it may concern.

3. In exercise of the powers conferred by the aforesaid sections the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by these sections.

4. This case being one of an urgency the provisions of section 5A of the Land Acquisition Act, 1894 shall not apply.

SPECIFICATION

District: MAHASU Tehsil: THEOG

Village	Khasra No.	Area Big. Bis.
MAKHROL	12/1	0 8
	15/1	0 8
	1/1	0 2
	2/1	4 14
	18/1	0 16
	34/1	0 6
	39/1	0 0
	Total	6 14

Simla-1, the 28th August, 1968

No. PW(R)123-300(PF)-SML-1/67/653-561.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh, that land is required to be taken urgently by Government at public expense and for public purpose, namely for the construction of Mashobra-Bhakhalti Road, it is hereby notified that the land desired in the specification below is required urgently for the above purpose.

2. This Notification is made under the provisions of section 4 of the Land Acquisition Act, 1894, read with section 17 of the Act, to all whom it may concern.

3. In exercise of the powers conferred by the aforesaid sections the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by these sections.

4. This case being one of an urgency the provisions of section 5A of the Land Acquisition Act, 1894 shall not apply.

SPECIFICATION

District: MAHASU Tehsil: THEOG

Village 1	Khasra No. 2	Area Big. Bis. 3 4
CHEYR	351/1	0 9
	352/1	0 11
	386/1	0 19
	353/1	0 6
	355/1	1 17
	431/1	0 7
	439/1	0 8
	430/1	0 10
	346	0 6
	344/1	0 5
	344/1/1	0 4
	345/1	0 6
	345/1/1	0 1
	347/1	0 8
	436/1	0 2
	437/1	0 1
	438/1	0 5
	672/1	0 10
	675/1	0 6
	678/1	0 4
	594/1	0 3
	595/1	0 5

1	2	3	4
	279/1	0	5
	340/1	0	15
	342/1	1	1
	349/1	0	11
	349/3	0	16
	355/1/1	0	13
	357/1	0	13
	383/1	1	11
	385/1	0	18
	387/1	0	19
	388/1	1	18
	390/1	1	3
	425/1	0	12
	434/1	0	15
	664/1	0	7
	646/1	1	7
	620/1	0	1
	668/1	1	0
	589/1	0	1
	590/1	0	10
	596/1	1	11
	632/1	1	6
	681/1	1	0
	682/1	1	2
	688/666/1	0	17
	671	0	4
	674/1	0	2
	665/1	0	4
	348	1	14
	350	1	5
	354	1	13
	389	4	2
	667	1	1
	673	0	17
	Total	41	7

Simla-1, the 28th August, 1968

No. PW(R)123-300(PF)SML-1-67/645-481.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh, that land is required to be taken urgently by Government at public expense and for a public purpose namely for the construction of Mashobra-Bhakhalti Road. It is hereby notified that the land desired in the specification below is required urgently for the above purpose.

2. This Notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 read with section 17 of the Act, to all whom it may concern.

3. In exercise of the powers conferred by the aforesaid sections the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by these sections.

4. This case being one of an urgency the provisions of section 5A of the Land Acquisition Act, 1894 shall not apply.

SPECIFICATION

District: MAHASU Tehsil: KASUMPTI

Village 1	Khasra No. 2	Area Big. Bis. 3 4
JUNGLE KUFRI	5/1	0 14
	3/1	0 3
	4/1	0 17

1	2	3	4
	1/1	10	18
	2/1	23	15
	Total	..	36 7

Simla-1, the 28th August, 1968

No. PW(R)123-300(PF)-SML-1-67/637-40I.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is required to be taken urgently by Government at public expense and for public purpose namely for the construction of Mashobra-Bhakhalti Road. It is hereby notified that the land desired in the specification below is required urgently for the above purpose.

2. This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894, read with section 17 of the Act, to all whom it may concern.

3. In exercise of the powers conferred by the aforesaid sections the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by these sections.

4. This case being one of an urgency the provisions of section 5A of the Land Acquisition Act, 1894 shall not apply.

SPECIFICATION

District: MAHASU

Tehsil: KASUMPTI

Village 1	Khasra No. 2	Area Big. Bis. 3 4
KUFRI JUNGA	67/1	0 15
	68/1	0 5
	74/1	0 3
	78/1	0 2
	215/1	0 7
	215/2	0 3
	216/1	0 2
	163/1	0 3
	165/1	0 3
	167/1	0 3
	172/1	0 9
	174/1	0 14
	175/1	0 1
	218/1	0 7
	229/1	0 14
	225/1	0 1
	69/1	0 11
	79/1	0 12
	87/1	0 8
	88/1	0 0
	317/91/1	0 0
	92/1	1 16
	160/1	0 6
	161/1	0 6
	180/1	1 3
	181/1	0 18
	182/1	0 0
	213/1	0 2
	214/1	0 3
	220/1	0 1
	220/2	0 1
	223/1	0 1
	224/1	0 4
	230/1	0 2
	235/1	0 1

1	2	3	4
	231/1	0	0
	74/1/1	0	4
	70/1	0	14
	73/1	0	16
	164	1	16
	166/1	0	0
	173	0	15
	217	2	0
	227	2	0
	Total	..	19 12

Simla-1, the 28th August, 1968

No. PW(R)123-300(PF)-SML-1/67/629-32I.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is required to be taken urgently by Government at public expense and for public purpose namely for the construction of Mashobra-Bhakhalti Road, it is hereby notified that the land desired in the specification below is required urgently for the above purpose.

2. This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894, read with section 17 of the Act, to all whom it may concern.

3. In exercise of the powers conferred by the aforesaid sections the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do other acts required or permitted by these sections.

4. This case being one of an urgency the provisions of section 5A of the Land Acquisition Act, 1894 shall not apply.

SPECIFICATION

District: MAHASU

Tehsil: KASUMPTI

Village	Khasra No.	Area Big. Bis.
DOJIDHAR	43/21/1	0 2
	22	4 5
	4/1	1 5
	9/1	0 1
	10/1	0 14
	Total	.. 6 7

Simla-1, the 28th August, 1968

No. PW(R)123-300-(PF)-SML-1-67/625-28I.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is required to be taken urgently by Government at public expense and for public purpose namely for the construction of Mashobra-Bhakhalti road, it is hereby notified that the land desired in the specification below is required urgently for the above purpose.

2. This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894, read with section 17 of the Act, to all whom it may concern.

3. In exercise of the powers conferred by the aforesaid sections the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do other acts required or permitted by these sections.

4. This case being one of an urgency the provisions of section 5A of the Land Acquisition Act, 1894 shall not

apply.

SPECIFICATION

District: MAHASU Tehsil: KASUMPTI

Village	Khasra No.	Area Big. Bis.	
THATROG	6/1	1	2
	1/1	2	0
	8/1	1	2
	10/1	1	4
	11/1	0	1
	7	1	9
	4/1	0	1
Total		6	19

V. R. VAISH,
Secretary.

Simla-1, the 1st March, 1969

No. PW(B)-101-3-Solan/66-111/1015-18B.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh, that land is likely to be required to be taken by the Himachal Pradesh Government at the public expense for a public purpose, namely for the construction of Divisional Colony, it is hereby notified that land in the locality described below is likely to be acquired for the

above purpose.

This notification is made under the provision of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of this notification, file an objection in writing before the Collector of the Land Acquisition Officer, H.P. P.W.D., Solan.

SPECIFICATION

District: MAHASU Tehsil: SOLAN

Village	Khasra No.	Area Bigl Bis.	
KUSBA SOLAN	86/3/1	1	13

Sd/-
Secretary.

भाग २—बैधानिक नियमों को छोड़ कर विभिन्न विभागों के अध्यक्षों और जिला मैजिस्ट्रेटों द्वारा अधिसूचनाएं
: इत्यादि

PUBLIC WORKS DEPARTMENT

NOTIFICATIONS

Solan, the 11th March, 1969

No. SE-III-Roads-1/69-5030-33.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh, that land is likely to be required to be taken by the Himachal Pradesh Government at public expense for public purpose, namely for the construction of staff quarters of Circle Office, Solan, it is hereby notified that land in the locality described below is likely to be acquired for the the above purpose.

This Notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officer for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of this Notification file an objection in writing before the Collector of Land Acquisition, H.P. P.W.D., Solan.

SPECIFICATION

District: MAHASU Tehsil: SOLAN

Village	Khasra No.	Area Big. Bis.	
KUSHA SOLAN	742/42/2	3	0

Solan, the 12th March, 1969

No. SE-III-R-115/69-5126-29.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh, that the land is required to be taken by the Government at public expense for a public purpose, namely for construction of Simla-Nahan-Dehradun Road, it is hereby declared that the land described in the specification below is required for the above purpose.

2. This declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894 to all whom it may concern and under the provisions of section 7 of the said Act, the Collector, Land Acquisition, Himachal Pradesh P.W.D. is hereby directed to take order for the acquisition of the said land.

3. A plan of the land may be inspected in the office of the Collector, Land Acquisition, Himachal Pradesh P.W.D., Solan.

SPECIFICATION

District: SIRMUR Tehsil: NAHAN

Village	Khasra No.	Area Yards Girahs	
NAHAN TOWN	2157/1	74	12

Solan, the 12th March, 1969

No. SE-R-116/69-5130-33.—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that the land is required to be taken by the Government at public expense for a public purpose, namely for construction of Arki-Domehar-Badhlog Road, it is hereby declared that the land described in the specification below is required for above purpose.

2. This declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894 to all whom

it may concern and under the provisions of section 7 of the said Act, the Collector, Land Acquisition, Himachal Pradesh P.W.D. is hereby directed to take order for the acquisition of the said land.

3. A plan of the land may be inspected in the office of the Collector, Land Acquisition, Himachal Pradesh P.W.D., Solan.

SPECIFICATION

District: MAHASU

Tehsil: SOLAN

Village	Khasra No.	Area Big. Bis.
BHAWANIPUR	719/563/2	0 10
	720/563/1	0 13
	721/563/1	0 9
	722/563/1	0 13
	723/563/1	0 2
	725/265/1	0 11
	726/265/1	1 16
Total	..	4 14

R. K. SARKAR,
Superintending Engineer, 3rd Circle,
H.P., P.W.D., Solan.

Dharamsala, the 13th March, 1969

No. 25/83/Gi/69(8).—Whereas it appears to the Lieutenant Governor, Himachal Pradesh that land is likely to be acquired to be taken by Government at public expense for a public purpose, namely for construction of

road from Dharamsala to Narghota village in Kangra district.

It is hereby notified that the land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Lieutenant Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested who has any objection to the acquisition of any land in the locality may within 30 days of the publication of this notification file an objection in writing before the Land Acquisition Officer, H.P. P.W.D., Kangra.

SPECIFICATION

District: KANGRA

Tehsil: KANGRA

Village	Tikka	Area K. M.
DHARAMSALA	Civil Station	15 10
	Patt	10 13
	Narghota	30 18
	Total	57 1

S. P. KAPUR,

Superintending Engineer, 5th Circle, Dharamsala.

भाग ३—अधिनियम, विधेयक और विधेयकों पर प्रवर समिति के प्रतिवेदन, वैधानिक नियम तथा हिमाचल प्रदेश के उप-राज्यपाल, हिमाचल बेंच आफ देहली हाई कोर्ट, फाइनेंशियल कमिशनर तथा कमिशनर आफ इन्कम-टैक्स द्वारा अधिसूचित आदेश इत्यादि

शून्य

भाग ४—स्थानीय स्वायत्त शासन: म्युनिसिपल बोर्ड, डिस्ट्रिक्ट बोर्ड, नोटिफाइड और टाउन एरिया तथा पंचायत विभाग

शून्य

भाग ५—वैयक्तिक अधिसूचनाएं और विज्ञापन

(इशतहार जेर आर्डर ५, रूल २०, सी०पी०सी०)

बग्नदालत श्री आर० ऐल० सेठ एसिसटेंट कलेक्टर दंजा अक्वल, तहसील नाहन, जिला सिरमौर

मिसल नं० १/६ मरजुआ १३-१-६६

(दरखास्त तकसीम अराजी)

चूहड़ सिंह पुत्र बुध राम, साकिन थाना कशोगा, रघुदास, नाबालग पुत्र मु० सुख देवी बरफाकत चूहड़ सिंह मामा खुद, साकिन थाना कशोगा, मोहन सिंह, शादी राम पिसरान किरपाराम, सबारी पुत्र ठाकुर, साकिन थाना कशोगा, तहसील नाहन... सायलान बनाम

भरत सिंह पुत्र बुध राम मलाजम पुलिस हाल ठेयोग, जिला महासु,

पिरथी सिंह पुत्र मनसा राम तालिब इलम दसवीं जमात, हाई स्कूल ददाह, तहसील रैणका जी, हरदेवी दुखतर रामजीदास, साकिन धाफूली, तहसील नाहन, चूहड़ सिंह पुत्र ठाकुर, सा० थाना कशोगा, मातू, धाफूली, राम सिंह पिसरान शिव राम, साकिन थाना कशोगा, मुसमात स्योती दुखतर रामजीदास, साकिन थाना कशोगा, तहसील नाहन... फ्रीकसानियान दरखवास्त तकसीम अराजी खाता खतौनी नं० ५/२८ ता० ३७ किते २० तातादी १५६-० बीघे, बाका मौजा थाना कशोगा, तहसील नाहन।

हरगाह कि मुकदमा मुन्दरजा उनवान बाला में तारीख पेशी मिति २४-४-६६ मुकरर है उपरोक्त फ्रीकसानियान की तलबी के लिए अदालत हज्रा से समनात जारी हुए मगर वे दीदा दानिस्ता तामील समनात से गुरेज करते हैं लिहाजा बजरिया इशतहार इत्तला दी

जाती है कि भरत सिंह, पिरथी सिंह, चंडू, मातू, यागू फीकसानियान तारीख मुकररी पर असालतन या वकालतन बर्गज जवाब देही हाजीर अदालत हुआ होवें बसूरत दीगर कार्रवाई एक तरफा अमल में लाई जावेगी।

आज मिति ११-३-६९ को हमारे हस्ताक्षर व मोहर अदालत से जारी हुआ।
मोहर

आर० ऐल० सेठ,
ऐसिसटेंट कलक्टर।

भाग ६—भारतीय राजपत्र इत्यादि में से पुनः प्रकाशन

ग्रन्थ

भाग ७—भारतीय निर्वाचन आयोग (Election Commission of India) की वैधानिक अधिसूचनाएं तथा अन्य निर्वाचन सम्बन्धी अधिसूचनाएं

ELECTION DEPARTMENT NOTIFICATION

Simla-2, the 28th February, 1969

No. 3-11/68-Elec.—The following notification of the Election Commission of India No. 82/6 of 1967/HP/67, dated the 1st January, 1969, is hereby published for general information:—

NOTIFICATION

No. 82/6 of 1967/HP/67.—In pursuance of sub-section 2 (b) of section 116C of the Representation of the People Act, 1951, the Election Commission of India hereby publishes the judgment of the Supreme Court of India given on the 30th October, 1968, on the Civil Appeal No. 863 (NCE) of 1968, from the Order dated the 16th January, 1968, of the Delhi High Court Himachal Bench, Simla.

IN THE SUPREME COURT OF INDIA CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 863 (NCE) OF 1968

Hans Raj *Appellant.*
versus
Pt. Hari Ram and others *Respondents.*

JUDGMENT

Hidayatullah, C.J.

This is an appeal from the judgement of the High Court of Delhi, Himachal Bench at Simla dated January 16, 1968 dismissing the election petition filed by the present appellant. The appellant himself was also a candidate and along with nine others was pitted against Hari Ram, the first respondent who eventually won. This election was from the Amb Constituency of Himachal Pradesh. The election of the returned candidate was questioned on numerous grounds but of these only two were pressed before us in the appeal. These grounds relate to the hiring of two jeeps for the purpose of the election by the returned candidate without showing the expenses incurred on the hire of the jeeps and on petrol and oil used in them, which it is said, if added to the return of expenses given by the returned candidate, would take election expenses beyond the permitted limit of Rs. 2,000. The returned candidate had filed his return of election expenses and shown the total expenditure as Rs. 1,115.15 paise. According to the election petitioner he had engaged one jeep No. HIM 1177 from the Himachal Pradesh Transport and used it from February 4 to February 10 incurring a total expenditure of Rs. 1,069. over it. A further expenditure of Rs. 300, it was alleged, was incurred on account of pet-

rol etc. According to the election petitioner if the sum of Rs. 1,369 are added to the return of expenses the limit will pass on therefore the election will be liable to be set aside under S.77(3) read with S.123(6) of the Representation of People Act, 1951.

In addition to the above allegation another jeep No. HIM 1667 was also said to have been hired and used from January 14, 1967 to February 21, 1967 and an expenditure of Rs. 370 on this account was alleged as not included in the election return. It was admitted by the learned counsel for the appellant that the second item by itself was not enough to avoid the election, but if the first item was accepted the election of the returned candidate must stand avoided. The main argument was, therefore, on the hiring of the first vehicle, namely HIM 1177.

A number of witnesses have spoken to its use including the driver of the vehicle P.W. 9. The learned counsel for the appellant, however, concentrated upon the documents relating to the hiring of the vehicle and urged upon us to accept the conclusion that the vehicle although ostensibly hired by the Himachal Pradesh Congress Committee was in reality hired by the returned candidate who had omitted to show the hire charges in his return. The learned Judge who tried the case came to the conclusion that the evidence, oral and documentary, only established that the jeep was "used also" by the respondent in connection with his election although engaged by the Congress Committee. The learned Judge held that the jeep was not hired by the returned candidate but by the Congress Committee for the general purpose of propaganda on behalf of the Congress party.

Learned counsel wants us to hold that the jeep was, in fact, hired by the candidate himself and the contended that there are indications in the documents which support the case set up by the election petitioner in his petition. He referred us first to the fact that the Government had established a pool for the purpose of hiring out jeeps to the different candidates at the election. One such jeep (among others) was hired by the Himachal Pradesh Congress Committee vide Ex. PW. 1/3. In that document it was mentioned that the jeep should be made over to the bearer of the letter and it is an admitted fact that the bearer of the letter was the returned candidate himself. The returned candidate also signed a check slip on January 26, 1967 Ex. P.W. 1/4 in which the date from which the hiring was to commence together with the rates applicable to the hire were stated. The jeep was to report back on February 11. This document was also signed by the driver Ruplal who was examined as P.W.9. Reference was also made to another document which is a copy of a bill Ex. P.W. 1/5 dated March 18, 1967 in which this particular jeep was said to have been supplied to Hari Ram and an amount of 1,067.25 was demanded from the

President, Himachal Pradesh Congress Committee. Learned counsel for the appellant contended that these documents read with the log-book of the jeep clearly show that the jeep was, in fact, hired for and on behalf of the returned candidate all ostensibly by the Congress Committee.

He, therefore, contended that the amount must be debited to the returned candidate and added to his return of expenses. The log book of the jeep is Ex. P.W.1/6 and runs from January 26 to February 4, 1967. This jeep was apparently taken on hire from the 26th January on which day 18 litres of petrol were put into it at Una Pump. The entry of the filling of the petrol is signed by Hari Ram himself. Subsequently the jeep seems to have remained either at Chalat or at Mubarkpur and to have started on its journeys every day either from the one place or the other. Petrol from time to time was put into the Jeep. The entry of the filling of the petrol is, however, not signed by Hari Ram in the column where it was first signed by him on 26th January, 1967, but in the last two columns there are signatures of Hari Ram against the different entries. These total to all entries with a serpentine bracket in the last but one column after which in the last column is an entry 'Admitted Hari Ram'.

Learned counsel contended that these entries between them clearly demonstrated that the jeep was not only hired but was used exclusively for Hari Ram who must have paid the amount although the bill stood in the name of the Congress Party. He also drew our attention to the expenditure on the hiring of the loud-speakers which were taken from a shop at Hoshiarpur and presumably carried to the constituency at Amb. He contended that no expenditure on account of transport was shown and the candidate admitted that the equipment was transported from Hoshiarpur to the constituency in the jeeps hired by the Congress Party. He submitted that this also gave an indication that the jeep was, in fact, used by the returned candidate without showing the expenses in his return of expenses. From this the learned counsel contended that the finding given by the learned judge who tried the case needed to be viewed somewhat differently. The learned judge had given the finding that the jeep was hired by the Congress Committee but was 'used also' for the returned candidate. Learned counsel wanted us to stand that finding on its head. According to him the jeep was hired by the returned candidate although it was used also for the propaganda of the Congress. Whichever way one looks at the matter it is quite clear in view of the decision of this Court reported in *Rananiya Singh versus Baijnath Singh and others*. (1955 1 SCR 671) that the expenditure must be by the candidate himself and any expenditure in his interest by others (not his agents within the meaning of the term in the election law) is not to be taken note of. Here the hiring was by the Congress Committee which was not such an agent and therefore the amount spent by the Congress Committee cannot be taken as an amount which must compulsorily be included in the expenditure over the election by a candidate. If this be the position, we have to decide whether this amount spent on the jeep must be taken to be an expenditure made by the candidate himself. Of that there is no evidence. The bill stands in the name of the Congress Committee and was presumably paid by the Congress Committee also. The evidence, however, is that this jeep was used on behalf of the returned candidate and to that extent we subscribe to the finding given by the learned judge. Even if it be held that the candidate was at bottom the hirer of the jeep and the expenditure on it must be included in his account, the difficulty is that this jeep was used also for the general Congress propaganda in other constituencies. As we stated, the jeep remained at Chalet and at Mubarakpur. No doubt Chalet is the

home town of the returned candidate and his office was situated at Mubarakpur but that does not indicate that jeep was used exclusively on his account. The petrol chart shows that petrol was bought at several pumps, both inside the constituency and outside. This shows, as does the evidence that the jeep was used not only in this constituency, but also in the other constituencies. If this be true, then, it is almost impossible on the evidence at it exists in this case to decide how much of the use went for the benefit of the returned candidate and how much for the use of candidates in the other constituencies also put up by the Congress Committee. In this situation it is difficult to say that the whole of the benefit of the jeep went to the returned candidate and once we hold that the entire benefit did not go to him we are not in a position to allocate the expenses between him and the other candidates in the other constituencies.

Since the law requires the setting aside of an election only on proof that the maximum amount allowed by law as the expenditure has been exceeded, we are unable to give a finding which would go to establish that his limit was exceeded in the present case. We are, therefore, unable to see our way to reversing the decision of the learned single Judge which we think is sound, regard being had to the state of the law such as it is today.

We are, however, satisfied that this kind of practice of supplying jeep from the party funds is one to be deprecated. The limit of expenditure in this case was rupees two thousand. It is obvious that if Rs. 1,600 or so were to be spent on the hiring of a single vehicle something would have to be done by way of a device to avoid showing such expenditure in the return. An expenditure of that magnitude would hardly leave any extra money available for the normal propaganda which involves printing of hand-bills, posters, etc., and payment of workers. Therefore, the party was making it easy for the candidates to run their propaganda exclusively for themselves through vehicles supplied by the party. In the present state of the law we cannot say that this is not permissible, but we think that it leads to avoidance of the salutary rule about expenditure and the limits on it. However, that is a matter for the parliament to consider and not for us to rectify by a decision. In deed such an appeal was also made in the earlier case to this Court and on that occasion to the learned Chief Justice said that the appeal should be made to Parliament and not to courts.

We, however, think that in the circumstances of this case we should not allow costs to the returned candidate and we order accordingly, although we order the dismissal of the appeal. The security amount deposited by the election petitioner shall be refunded to him unless there be any other claim against it.

Sd/-
M. HIDAYATULLAH,
Chief Justice.

Sd/-
S. K. MITTER,
Justice.
New Delhi,
October 30, 1968.

By order,
V. NAGASUBRAMANIAN,
Under Secretary to the Election Commission of India.

By order,
D. B. LAL
Chief Electoral Officer, Himachal Pradesh.

ELECTION DEPARTMENT NOTIFICATION

Simla-2, the 25th March, 1969

No. 6-22/67/Elec. (II). The Election Commission's Order No. HP-IA/33/67, dated the 26th February, 1969, is hereby published for general information.

By order,
D. B. LAL,
Chief Electoral Officer.

ELECTION COMMISSION OF INDIA ORDER

Talkatora Road, New Delhi-1, 26th February, 1969/
Phalguna 7, 1890 (Saka)

No. HP-IA/33/67.—Whereas the Election Commission is satisfied that Shri Kihru Ram, Village Tundiala Mouza,

Bharoli, Post Office Bharoli (Kutiara), Tehsil Dehra, District Kangra (Himachal Pradesh), a contesting candidate for election to the Himachal Pradesh Legislative Assembly from Dehra constituency, has failed to lodge an account of his election expenses as required by the representation of the People Act, 1951, and the Rules made thereunder;

And whereas, the said candidate even after due notice has not given any reason or explanation for the failure;

Now, therefore, in pursuance of section 10A of the said Act, the Election Commission hereby declares the said Shri Kihru Ram to be disqualified for being chosen as, and for being, a member of either House of Parliament or of the Legislative Assembly or Legislative Council of a State for a period of three years from the date of this Order.

By order,
A. N. SEN,
Secretary to the Election Commission of India.

अनुपूरक

शून्य

PART I

AGRICULTURE DEPARTMENT NOTIFICATION

Simla-4, the 15th March, 1969

No. 42-4/69-Agr. Sectt.—Whereas it appears to the Lieutenant Governor (Administrator) of Himachal Pradesh that land is likely to be required to be taken by the Indian Council of Agricultural Research at the public expense for a public purpose, namely for the additional land to the farm area of Plant Introduction Sub-station, Indian Agricultural Research Institute, Phagli, Simla-4, it is hereby notified that the land in the locality described below in the specification is likely to be acquired for the said purpose.

2. This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894, as applied to Himachal Pradesh, to all whom it may concern.

3. In exercise of the powers conferred by the said provision, the Lieutenant Governor (Administrator) of Himachal Pradesh, is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted thereunder.

4. Any person interested who has any objection to the acquisition of any land in the locality may, within thirty (30) days of the publication of this notification file an objection in writing before the Collector, District Simla.

SPECIFICATION

District: SIMLA

Tehsil: SIMLA

Village 1	Khasra No. 2	Area Big. Bis.	
		3	4
PHAGLI	133	0	04
	134	0	12
	135	3	03
	138	0	03
	139	1	05
	140	0	08
	136	0	10
	137	0	06
	147	0	02

1	2	3	4
	148	0	14
	149	0	14
	168	0	18
	230/170/1	0	16
	230/170/2	0	08
	160	0	01
	161	0	15
	162	0	03
	163	0	18
	228/167	10	01
	164	0	16
	165	0	19
	166	0	18
	229/167	20	07
	171	3	15
	231/170	5	05
	229/167/1	0	17
	230/117/5	4	00
	230/170/4	6	05
	230/170/3	5	10
Total area of land in village Phagli (Seventy one Bighas and ten biswas).		71	10

P. K. MATTOO,
Secretary.

INDUSTRIES DEPARTMENT NOTIFICATION

Simla-1, the 24th March, 1969

No. I&S. 15 (Lab)509/63.—In exercise of the powers vested in him under section 18 of the Punjab Trade Employees' Act, 1940 as extended to the State of Himachal Pradesh, the Lieutenant Governor (Administrator), Himachal Pradesh is pleased to exempt all shops and commercial establishments in Sundernagar town (District Mandi) from the provisions of sections 4 (2)6 and 7 of the Punjab Trade Employees' Act, 1940 during Nalwar Fair w.e.f. 22nd March to 28th March, 1969 (both days inclusive).

By order,
P. K. MATTOO,
Secretary.

